

\*\*E-filed 3/2/2007\*\*

NOT FOR CITATION  
IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

IN RE SANMINA-SCI CORP. DERIVATIVE  
LITIGATION

Case Number C 06-03783 JF

ORDER<sup>1</sup> GRANTING MOTION TO  
STAY PROCEEDINGS

[re: docket no. 54]

Nominal defendant Sanmina-SCI Corp. ("Sanmina") moves to stay proceedings pending the conclusion of an investigation by its special litigation committee into allegations of stock option back-dating. Sanmina anticipates that the special litigation committee will have concluded its investigation by March 30, 2007, and it requests a stay until that time. The derivative plaintiffs oppose the motion, arguing that the Court in its discretion should deny the stay. Having considered the papers filed by the parties and the arguments presented at the hearing on March 2, 2007, the Court concludes that given the relatively short duration of the stay

<sup>1</sup> This disposition is not designated for publication and may not be cited.

1 and the lack of any evident prejudice to the derivative plaintiffs, the instant motion is well taken.<sup>2</sup>

2 Accordingly, the motion is hereby granted. All proceedings in the above-entitled action  
3 are hereby stayed until further order of the Court. The defendants need not file a responsive  
4 pleading at the present time. The case management conference now set for May 18, 2007 is  
5 hereby advanced to April 20, 2007 at 10.30 a.m.

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7 IT IS SO ORDERED.

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10 DATED: March 2, 2007.

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14 JEREMY FOGEL  
United States District Judge

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<sup>2</sup> In reaching this conclusion, the Court expresses no opinion as to the independence of  
28 the special litigation committee.

Notice of this Order will be delivered to:

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